G. R. S. 59]

GPB—15,000—22-7-14

P30

GENERAL AND REVENUE SECRETARIAT.

1902
(Municipal)

File No. 52.

Serial Nos. 1—9.

Papers Filed.

Month February 1904.

SUBJECT.

Refund of the fee paid by Messrs. Binny Co. as tax on the storage of cotton.

PREVIOUS REFERENCES.	LATER REFERENCES.
	(Under consideration)

Indexed.

B. N. Narasimha Iyengar

OFFICE OF THE DEWAN OF MYSORE,
(REVENUE AND GENERAL DEPARTMENTS)

(Full Office Note.)

Subject. Letter dated the 9th June 03 from Messrs. Binny & Co., Agents & Secretaries for the Bangalore Woollen, Cotton & Silk Mills Co. Ltd., regarding the taking out of license for Cotton storing.

Note.

In the above letter Messrs. Binny & Co. protest against the demand made of them by the Bangalore City Municipality, that they should take out a license under section 185 of the Municipal Regulations on account of Cotton storing. They contend that, if they are to be taxed for the storage of Cotton they have surely a right to expect some "Quid Pro Quo" in the shape of Municipal protection against

‡ 1. No. and date of latest letter or paper.
2 Catch words to show nature of subject.
3 Subject to be in red and body of note in black ink.

...matter or date.
...ns, or general rules which should always be quoted.

...ntroduce in narrative form in regul...
...ions to be stated only as supported by pr...
...erial numbers in file, &c., to be always stated.
Dates of important documents referred should be given.
Write on both sides, leaving the same side as margin.

that from the Presidents reply the object of the license is the supervision of dealers in offensive and dangerous trades and that they do not consider that in their Capacity of Cotton and Woollen Spinners they are rightly described as dealers in an offensive and dangerous trade They accordingly Consider that section 185 of the Municipal Regulations is not framed to apply to them

2. It is submitted that under section 185, although Cotton is not specifically mentioned every place used as a yard or depot for hay straw, timber is required to be registered

Submitted for orders with a Copy of the Municipal Regulations.

Why the license was not insisted upon till now is a point on which the Presidents

16/6/03

16/6/03

It seems to me that the Contention of the Petrs is right. Cotton is not more Combustible than clothing &c. A report with proceedings may be called for.

17/6/3

Submitted

There is no provision in the Regulations empowering Government to hear such appeals But in exercise of the power vested in him by Regulation VIII of 1900. the Government may "exempt in whole or in part from payment of any tax imposed under municipal Regulations, any person or class of persons or any property or description of property".

Sd 18/6/03

18/6/03

May a report be called for as indicated above?

19/6/3

To call a report may be called for

20/6/03

x Copy of letter Flag A

Encl

Decision of the Council

8. The President's report in the matter was called for in docket no 10366 / C7 51E-02 dated the 30th June 03.

9 The President cites section 185 as the authority for levying the tax as cotton comes under the head Combustible materials and as the terms of the section fully apply to any place where cotton is stored. The plaints Messrs. Bunny & Co have paid under protest Rs 57- demanded of them and contend that they are not liable to be required to take out a license for cotton storing on the following grounds:-

Cites 20-20 27.7.'03

(1) That storing cotton was not hitherto licensed

(2) that they have taken precautions themselves against accidents from fire. And

(3) that the municipality has not provided Fire-Engines or Fire-Brigades against such accidents.

10 With reference to the first contention the President states that when fire-wood storing was being licensed it did not strike the former Presidents to require storing of cotton

cotton which is a more combustible material than fire-wood, to be ~~regarded~~ ~~and~~ licensed as well, but that this fact cannot be taken to mean that cotton storing was purposely exempted from being licensed

11. In replying to the second contention he says that the appellants have been informed that the fact of their having taken necessary precautions against accidents from fire justified the municipality licensing the storage of cotton instead of creating any grounds for exemption of the same. He adds that the third contention that the municipality has not provided any protection against accidents from fire in return for the license fee collected is also not valid. In these circumstances, he says he is unable to exempt the appellants from taking out a license especially as the storage of articles such as fire-wood, hay &c which are much less combustible than cotton and are usually stocked in small quantities.

is being licensed without any protest from the people. He adds that in case cotton storage is exempted other cations for exemption in the case of the other articles will have to be sympathetically treated resulting in considerable loss to the municipality

Submitted pl.

Orig 4/8/03

5/8/03

12 The President's reasoning is not convincing. ~~The~~ There must be similar regulations elsewhere Refer to Bombay & Madras & City Fire Rules. Let us find out how the matter is dealt with elsewhere, if necessary by reference to the Residency.

Ans
5
6/8/3

Submitted. Please see section 15, Bombay Distt. Municipal Act, and 188 of the Madras Distt

Ans ch
Orig 7/8/03

redraft the reply in an acceptable form of the Bombay Distt. Act.

In letter no. 926 / L.T. 51-02 dated

A

the 24th August last the First Assistant Resident was requested to ascertain the practice prevailing in the C & M Station, Madras City, and places in the Madras Presidency where cotton manufactories exist, with regard to the liability or otherwise of cotton storing to a licence fee.

17 With reference to that letter, the First Assistant has forwarded a copy of the C & M. Station Municipal President's letter wherein it is stated that cotton would be regarded as a dangerous & inflammable material if it were stored in large quantities as it is, for instance in Bombay, but that as it is not so stored here and as the climatic conditions of Bangalore are fortunately not favorable to spontaneous combustion, no licence fee appears necessary. The First Assistant &

No. 4036 dy 5.10.03

promises further communication in regard to the practice obtaining in the Madras City and other places in the Madras Presidency.

Submitted for orders as to whether a further reference from the Residency may be awaited

DNJ 22/10/03

JB 29/10/03

Yes ?
30/10/3

10. The further reference promised by the Residency has not yet been received. May the First Assistant Resident be reminded of this. Now that 2 months & a half has elapsed since the receipt of this letter? Draft submitted

DNJ 19/11/03

JB 20/11/03

A copy of letter from the Govt of Madras, Local and Municipal Department relating to the subject has since been receive

promises further communication in regard to the practice obtaining in the Madras City and other places in the Madras Presidency.

Submitted for orders as to whether a further reference from the Residency may be awaited

DNJ 22/10/03 [illegible] 29/10/03 30/10/03

10. The further reference promised by the Residency has not yet been received. May the First Assistant Resident be reminded of this now that a month & a half has elapsed since the receipt of this letter? Draft submitted

DNJ 19/11/03 [illegible] 20/11/03

11. A copy of letter from the Govt of Madras Local and Municipal Department relating to the subject has since been received

No 6166 dt 16th Dec 03

from the Residency, wherein it is stated that licences for the storage of cotton are actually required in only a few municipalities, that the question whether a licence should be required in such cases has not arisen in the other municipalities, but that the general opinion of the Chairmen consulted is that cotton is a combustible substance for which a licence should be required

20. It is thus seen that while the Cr in Station Municipality considers it unnecessary to require a licence for the storage of cotton, a licence is quite necessary under the Bombay City Municipal Act unless cotton is in the form of ~~bale~~ pressed bales and that in the Madras Presidency one

(11

Bombay Act Section 394 (1) (3))

Municipalities actually require a license for ~~cloxine~~ cotton while the Chairman of others are unanimous that cotton is a combustible substance for which a license should be required

Submitted for order.

Orig 22/12/1

JB
23/12/03

As the factory is ~~Sefton~~ in an isolated place, I do not think that there is any necessity to prescribe licensing. May the President be asked to withdraw or ~~foot~~ exempt ~~this Premises~~ under the provns of Regn VIII of 1900 quoted in Para 5 of the Note?

Hy
31/12/3
5/1/04.

Sue Dewan through the 2nd Councillor.

628/13.1.04.

In my opinion, Section 185 has been misapplied.

If at all, the case comes under Section 187 in which however there is no provision for compelling any person to take out a license or for justifying a demand on him of a fee for a license which he has not asked for.

I do not think "cotton" was intended to come within the purview of "combustible materials". None of the legislative enactments put up warrant an inference to the contrary except the Bombay City Munl. Act and even in the latter "cotton" is required to be licensed only when it is not stored in pressed bales (Schedule M), and there is further in it an exemption in favor of "Mills for spinning or weaving cotton ....."--such as the Mills at Bangalore whose case is now under consideration (Section 394 (3)).

Under these circumstances I would say that Government are unable to agree with the President who is accordingly requested to withdraw his demand, the fee paid by Messrs.Binny and Co. under protest being refunded to them.

C. Srinivasiengar
19-1-04

065-12

21.1.04

Dg. 23/1/14

A.S. ch
Sig 23/1/04
Drafted 24/1

In G.P. No. 2057 / P.T.57-02 dated the 2nd February '02 the President was directed to withdraw the demand made of Messrs: Binney & Co. for a licence fee for storing cotton, and a copy of that order was sent to the said Company for information

Letter dt 5th Feb 02

The Company have now addressed the Govt thanking them for that order. If observed, this letter will be filed suitably.

Orig 12/2/02
Sec

Jo 13/2/02

L2301

190

From Messrs. Binny & Co.
Agents, Secretaries & Treasurers,
Bangalore Woollen, Cotton & Silk Mills Co. Ltd
Bangalore Woollen, Cotton & Silk Mills Co. Ltd

To THE SECY. TO THE GOVT OF MYSORE,
GLN. & RLY. DEPTS.

SECTION Mineral

FILE No. 5962

SERIAL No. 1

Dated 9 6. 03

Despatched

Received

General No. –

No.

Enclosure No. Eight

Forwarding copies of correspondence passed between the President of the Bangalore Municipal Commission & themselves on the subject of the imposition of tax on the storage of Cotton &c

References to be marked

A-S ch
Rd 12/6

Rec'd G.P.M. to Daybook 1 & Index put up

The Bangalore Woollen, Cotton & Silk Mills Co. Ltd

Madras, 9th June 1903.

The Dewan of Mysore,

BANGALORE.

Sir,

BANGALORE MUNICIPAL REGULATIONS 1871

LICENSE FOR COTTON STORAGE

We have the honor to hand you herewith copies of correspondence that has passed between the President of the Bangalore City Municipal Commission and ourselves on the subject of the imposition of a Tax on the storage of Cotton levied under section 185 of the Bangalore Municipal Regulations of 1871.

In our letter of the 9th May to the President we protested on principl against the levying of this Tax which we pointed out we considered unjustifiable and arbitrary, and gave our reasons for that view.

If we are to be taxed for the storage of Cotton we have surely a right to expect some "QUID PRO QUO" in the shape of Municipal protection against fire, but from the Presidents letter No:1703 of the 2nd instant we are apparently to get none.

In para 2 of the same letter the President states that the object of the license is the supervision of dealers in offensive and dangerous trades.

We do not consider that in our capacity of Cotton and Woollen spinners we are rightly described as dealers in an offensive and dangerous trade and we would submit that section 185 of the Municipal Regulations is not framed to apply to us.

We should be much obliged if you could see your way to assist us in this matter.

We have

We have the honor to be

Sir,

Your most obedient Servants,

Agents, Secretaries & Treasurers.

INNY & Co
MADRAS

No 110

C O P Y.

To Messrs Binny & Co., residing in house No:37 Carpet Mission Road 111 B.Division, Bangalore City.

You are hereby required to pay to the Municipal Treasury the sum of Rs 5/- on account of Cotton storing and obtain the necessary license as required by section 185 of the Bangalore Municipal Regulations of 1871, within 7 days of the receipt of this Notice. On default you will be liable to the penalty prescribed in the said section, and the amount will be recovered from you by adopting coercive measures.

(Sgd) [illegible],
for President.

...NY & Co
MADRAS

...No 14...P

From,

...

To

...

Sir,

...

have the hono... t...

Bangalore ...

BINNY & Co
MADRAS.

Offensive and Fungus Gas
tubes should be withdrawn
before passing sulphur
Respirators to be replaced

No. 1476

From,

The Secretary,

Local & P Commission,

To

BANGALORE

The Agent of the Kangalore Gold Mining Co., Ltd.,

BANGALORE

Sir,

Referring to your letter, dated 5th instant, I am directed to state that the location of the Mundranad Registered Claim B and the off-sets thereto are required to be altered.

Mr. Stevenson, who visited your mines just before his transfer to Mysore, has stated that the boundaries are being taken wrongly, and as such need to be altered.

(by) F. Palmer

Secretary,

Y & Cº
)RAS

Copy

Madras.

President,

Municipal Commission,

Bangalore City.

Referring to correspondence ending with your No 1476 of the instan. herewith send under protest Rs 5/- on account of license for cotton orage as required by the Bangalore Municipal regulations of 1871.

We protest very strongly on principle against what we consider a most just and arbitrary tax.

If the Municipal regulations have been in force since 1871, may we ask y it is ~~it~~ only in 1903 that we are called upon to take out a license for ie storage of cotton, and why, if the regulations contemplated that the orage of cotton should be licensed, the fact is not stated? The articles or which a license is required are distinctly enumerated, and cotton is not ne of them.

Will you please also inform us what protection we are to be afforded rom fire by the Municipality in return for the payment of this tax?as we nderstand there is no such thing as a Municipal Fire Engine or even a rained Fire Brigade.

We should be glad to know to whose life, health, and property the storing of cotton in our godown is liable to be dangerous, the property is our own and stands by itself, communicating in no way with the dwellings or habitations of ~~persons~~ others and in the case of fire would not be dangerous to the general public, which as we read the regulations, it is their object to safeguard.

We may further mention in addition that our cotton godowns are protected against fire by a supply of buckets of water kept at the door of each, and by an installation of fire hydrants in the Mill Compound as approved by the Madras Fire Insurance Agents Association and entitling the Company to an allowance on ~~the~~ to Fire Insurance premium.

Under these circumstances we shall be obliged if you will reconsider your decision, and order a refund of the amount paid to the Company's Office in Bangalore.

We have the honor to be,

Sir,

Your most obedient Servants,

(sd) BI[illegible]Y & CO.

Agents, Secretaries & Treasurers.

MADRAS.

Copy

Office of the Municipal Commission,

City Bangalore, 2nd June 1904.

No 1703.

From

THE PRESIDENT,

Municipal Commission,

Bangalore City.

To,

Messrs. Binny & Co.,

Madras.

Sir,

With reference to your letter dated the 9th May 1903 paying under protest license fee for the storage of cotton and asking me for re-consideration of the order requiring you to obtain license and also applying for refund of Rs 5/- paid by you, I have the honor to inform you that cotton comes under the expression combustible materials and it is not necessary that it should be distinctly enumerated as you think. There is no reason why the article should not now be licensed, if it was omitted to be done so hitherto. The fact that the Municipality has not yet been able to have a Fire-Engine or maintain Fire-Brigade, does not remove the necessity of places wherein combustible materials are stored being licensed and registered. Nor is it necessary that the storing of cotton should be dangerous to the public life, health and property in general. It is enough, if it is calculated to be dangerous to life, health or property.

2. The object of the Municipality in requiring dealers in offensive and dangerous trades to take out license, is to see that such dealers have taken necessary precautions and adopted sufficient safe-guards to prevent

MADRAS

danger to life, health or property. The safe guards referred to in para 6 of your letter under reply only justify issuing of a license and do not create any exemption in your favor.

3. In these circumstances I regret that I do not see my way to order a refund of the amount of license fee paid by you.

I have the honor to be,

Sirs,

Your most obedient Servant,

(sd) L.H.Sparky

President.

Very urgent

(2)

SECTION Revenue

FILE No. 53 of 1903

SERIAL No. 1

The President
Mysore Commission,
Bangalore City.

R.L. 2370

18386.
L.7.5-1E-02 / 30/6/03 / 1/7/03

In forwarding herewith
Copy of ~~the~~ letter dated 4th
June 1903 from Messrs
Binny & Co. Agents and Se-
cretaries to the Bangalore
Woollen, Cotton and Silk Mills
Co. Ltd. complaining against
the enhancement of the tax by
the Commissioners for the cleaning
of Cotton, I have the honour
to request that the Presi-
dent will be good enough
to submit a detailed
report with a copy of
the Boards' resolution if
as to the levy of the tax in question especially
any ~~has been passed~~
early
very reply is requested.

By order,

30/6/03
For Secy
9.7.03

Secy
3/7/03

From the Same
No 20 & 29/7/03

during the current year for the
1st time.

L 189

SECTION Misc. From

FILE No. 529-C

SERIAL No. 3 To

GENERAL & REVENUE SECRETARIAT
10 JUL 1903

The President,
Municipal Commission,
Bangalore City.

The Secretary to the Government of
His Highness the Maharaja of Mysore,
Genl. & Rev. Departments,
Bangalore.

Dated 27
Despatched 29 July 1903
Received
General No. 20
No.

Enclosure No. 1 file.

Forwarding records in Connection with the protest of Messrs: Binny & Co to take out a license for storage of Stone in their premises & stating that the President is unable to make any exemption in their favour as they position & take out a license was made in accordance with Section 185 of the Municipal Regulations which fully apply & the present case under reference.

17 Jul 03
Secretary

OFFICE OF THE MUNICIPAL COMMISSION,

No. 20

City Bangalore, July 27 *1903*

FROM

THE PRESIDENT,
Municipal Commission,
Bangalore City.

TO

The Secretary to the Government
of His Highness the Maharaja of Mysore,
General & Revenue Departments,
Bangalore.

SIR,

In reply to your office docket no: 18366/L751E-02 dated 30th June / 1st July 1903, I have the honor to state that Section 185 of the Municipal Regulations contemplates that every place within the limits of the Town of Bangalore used for storing combustible materials whether for sale or otherwise should be registered and the owner or occupier

of such place is required to take out a license. As cotton comes under the head of combustible materials and as the terms of the section fully apply to any place where cotton is stored, I decided that all such places in the City should be registered and licensed. Messrs. Binny and Co, Bangalore who store cotton in their mill premises were accordingly given a notice to take out a license and they have paid the license fee

fee of Rs 5/- under protest Messrs Binny and Co contend that they are not liable to be required to take out a license for cotton storing on the following grounds:-

(1) That storing cotton was not hitherto licensed,

(2) That they have taken precaution themselves against accidents from fire,

(3) That the Municipality has not provided Fire-Engines or Fire-Brigades against such accidents.

As regards the first of their contentions I regret when fire-wood storing was being licensed, it did not

Stark Co

Strike the former Presidents to require storing of cotton which is a more combustible material to be licensed as well. But this fact cannot be taken to mean that cotton storing was purposely exempted from being licensed.

In reply to their second contention, the appellants have been informed that the fact of their having taken necessary precautions against accidents from fire justified the Municipality licensing the storage of cotton instead of creating any

grounds for exemption of the same

The third contention that the Municipality has not provided any protection against accidents from fire in return for the license fee collected is also not valid.

It is no doubt desirable that the Municipality should have a fire-engine for the protection of the people and their property. But the fact they have not got one is no reason why cotton-storing should not be licensed. I am therefore unable to exempt the appellants from taking

dant, a license especially as the storage of articles such as, fire-wood hay &c, which, are much less — combustible than cotton and are usually stocked in smaller quantities is being licensed without any protest from the people. In case, cotton storage is exempted, I fear that applications for exemption in the case of the above articles will — have to be similarly treated and this would mean considerable loss to the Municipality.

The correspondence on the subject

is forwarded for reference

and kind return.

I have the honor to be

Sir,

Your most obedient Servant

President.

Inclo

SECTION ——— 2

FILE No. 5 ——— R. A. to move Kuig Esqr I.C.S. Joint Assistant to the Hon'ble the Resident in Mysore

Sir

4. 18/8/03

Messrs. Binny & Co. Agents and Secretaries for the Bangalore Woollen Cotton and Silk Mills Co. have protested and complained to the Government against the demand made of them by the Bangalore City Municipality that they should take out a license under section 185 of the Municipal Regulations on account of cotton-storing. Before deciding the question however I am desired to ascertain if possible the practice prevailing in the C & M Stations municipalities of Madras City and places in the Madras Presidency where cotton

9 & 6. 24/8/03
7.51-02

Issue 4 2 1 : 1.

Manufactories exist I am
therefore directed to re-
quest the favour of you
obtaining for the Duke
the required information

21/8/03

039

21 VIII

Arg 14/8/03

L 8087-3

SECTION-

1902-3

FILE No.

SERIAL No.

From

THE FIRST ASSISTANT TO THE HON'BLE THE RESIDENT IN MYSORE.

To

Pol

THE DEWAN OF MYSORE.

Dated 5 10.03

Despatched

Received

General No. 2836

No.

Enclosure No.

D. to Dewan No 1986 of 26/10/03

Stating with reference to this office letter No 926-27 51-02 of 24.8.03. that no license appears necessary for cotton as it is not stored in large quantities

References to be marked.

L-7

GCPB—1,000 —5-6-03

51-02

Recd 27/10

A-8-11

D.J 15/11

Memo Cont 27/10

Letter No. 2939, dated the 28th September 1903, from the President, Municipal Commission, Civil and Military Station, Bangalore, to the First Assistant to the Resident in Mysore.

In reply to your letter No. 4282, dated 7th instant, I have the honour to inform you that cotton would be regarded as a dangerously inflammable material for the purposes of section 103 of the Bangalore Municipal Law 1887, if it were stored in large quantities as it is, for instance, in Bombay: but as it is not so stored here and the climatic conditions of Bangalore are fortunately not favourable to spontaneous combustion, no license appears necessary.

---- -oOo----------

The Mysore Resident's Office,

No. 4836 Bangalore, 5th October 1903.

Copy of the foregoing letter is forwarded for the information of the Government of His Highness the Maharaja of Mysore, with reference to Mr. Manjundayya's letter No. 926-L.F. 51-02, dated the 24th August 1903.

A further communication will be made in regard to the practice obtaining in the Madras City and other places in the Madras Presidency.

For First Assistant Resident.

SECTION

FILE No. 5-2-01

SERIAL No. 20

R. C. H. Moore Esq
First Asstt. Resident

Sir

In inviting a kind
reference to your No. 4036
dated the 5th October 1903
in regard to the levy of
a license fee for cotton
storing, I am directed to
request the favour of
your obtaining the addition
-al information therein pro-
mised at your earliest
cable convenience.

I have &c

Asst
Secty

23/4

JB
20/11/03.

Enc/1971

26/11/03

Pol. N° 930 dt 19-12-03.

L 1367

1902-04

SECTION

FILE No.

SERIAL No.

From

THE FIRST ASSISTANT TO THE HON'BLE THE RESIDENT IN MYSORE.

To

THE DEWAN OF MYSORE.

Dated 16th
Despatched
Received
} December 1903

General No. 6106

No.

Enclosure No. 11

To P.S. dt. 28-12-1903

Sending copy of letter received from the Government of Madras stating that the general opinion of the Chairmen consulted is that Cotton is a combustible substance, for the storage of which within the Municipalities a license is required.

References to be marked.

L. S. Branch

MGCPB—1,000—5-6-03

Letter No. 1884 M.Mis, dated the 9th December 1903, from the Government of Madras, Local and Municipal Department, to the Hon'ble the Resident in Mysore.

In reply to your letter No. 4281, dated 7th September 1903, enquiring whether cotton is regarded as a combustible material for the purposes of section 188 of the Madras District Municipalities Act, 1884, and of section 332 of the City of Madras Municipal Act and whether a license is required for the storage of cotton within municipal limits., I am directed to state that licenses for the storage of cotton are actually required in only a few municipalities. The question as to whether a license should be required in such cases has not arisen in the other municipalities, but the general opinion of the Chairmen consulted is that cotton is a combustible substance for which a license should be required.

----------oOo----------

The Mysore Resident's Office,

No. 6166. Bangalore, 16th December 1903.

Copy of the foregoing letter is forwarded for the information of the Government of His Highness the Maharaja of Mysore, with reference to Mr. Nanjundayya's letter No. 1986-L.F.51-'02, dated the 26th November 1903.

11.83

First Assistant Resident.

Read —

Letter dated the 9th June '03 from Messrs Binny & Co. Agents Secretaries and Treasurers for the Bangalore Woollen, Cotton and Silk Mills Company Ltd. protesting against the demand made of them by the Bangalore City Municipality that they should take out licence under section 285 of the Municipal Regulations on account of storing cotton within their premises

2, Letter No. 20 dated the 27th July '03 from the President of the Municipal Commission

Com.

explaining the circumstances under which the Company was required to take out a license for collecting stone

3. Also correspondence with Mr. Brown No. 6166 dated the 16th December 1911 from the First Assistant to the Hon'ble the Resident Mysore

Order thereon [illegible]

Government observe that in their opinion section 185 of the Municipal Regulations has been complied with. If so all [illegible] connected under section 187, in which

Justifies the imposition of a tax on its storage under S. 185. Govt cannot agree that this section is rightly applied to the case.

however there is no provision for compelling any person to take out a license or for justifying a demand on him of a fee for a license which he has not asked for.

2. ~~In this~~ Government do ~~not~~ not consider that "cotton" was intended to come within the purview of "combustible materials". ~~None of the legislative enactments of the Bombay State and the Govt of Madras warrant an inference to the contrary except in~~ Bombay City Municipal Act, and

and even in the latter "cotton"
is required to be licensed
only when it is not stored
in pressed bales, and there
is further in it an ex-
emption in favour of
Mills for spinning or
weaving cotton ....." such
as the Mills at Bangalore
whose case is now under
consideration

5. In such circum-
stances, ~~Government are~~
~~unable to agree with~~
the President ~~who is~~
~~accordingly requested to~~
withdraw his demand, the
fee paid by Messrs: Binny
& Co. under protest being
refunded to them.

the matter passed by the President of the Board of Trade and

will forward

28/11/04

29/11/04

28/11/04

26/11/04

To, 3D

The Presdt. Mc. Com.ⁿ

Bangalore City returning
with his application, Pass &c.

Memo No. 2852 23/9/24
L.F.57-02

Copy forwarded to

Messrs. Binny & Co.,

Madras for information

By order

Secy
Mysore

The Bangalore Woollen Cotton & Silk Mills Co Ltd

COPIED

L4689 9)

SECTION-

FILE No.

SERIAL No.

Bangalore Fort, 5th Feb: 1904

The Deputy Secretary,

to the Government of His Highness

the Maharajah of Mysore, Bangalore.

Sir,

We have the honour to acknowledge the receipt of a copy of the Proceedings of the Mysore Government, regarding our protest against the Bangalore City Municipality for the storing of cotton, from Messrs.Binny & Co., Madras, for which we thank you.

We have the honour to be

Sir,

Your most obedient servants,

for The Bangalore Woollen Cotton & Silk Mills Co Ltd

[illegible] TREASURER

8/2/04